United States Court of Appeals

FOR THE THIRD CIRCUIT

No. 81-2956

UNITED STATES OF AMERICA

vs.

ANTHONY CIOTTI
FNU, LNU a/k/a J.R. (JAMES J. RUSSELL)
FNU, LNU a/k/a Herk (Eugene Cravenor)
FNU, LNU a/k/a Vince (Anthony DiPasquale)

ANTHONY CIOTTI
Appellant,

APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA—ERIE
(D. C. CRIM. No. 81-00093-01

Submitted Under Third Circuit Rule 12(6)
November 16, 1982
Before: ALDISERT, SLOVITER, and ROSENN, *Circuit Judges.*

JUDGMENT ORDER

After considering the contentions raised by appellant, to-wit, that: (1) the district court erred by denying the defendant's motion to suppress; and (2) the district court erred in denying defendant's motion for judgment of acquittal at the close of the government's case and at the close of all the testimony because, as to Count VIII, the evidence was insufficient as a matter of law; it is

ADJUDGED and ORDERED that the judgment of the district court be and is hereby affirmed.

BY THE COURT,

/s/ ALDISERT J.
Circuit Judge

Attest:

/s/ M. ELIZABETH FERGUSON
Chief Deputy Clerk
DATED: November 16, 1982